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Defendant.

ORDER

The Court has conducted its *de novo* review in this case, has fully considered the objections of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record

¹Refers to court's docket number.

1 pursuant to 28 U.S.C. § 636 (b) (1) and Local Rule IB 3-2. The Court determines that the Magistrate
2 Judge's Report and Recommendation (#17) entered on October 27, 2009, should be adopted and
3 accepted.

4 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation
5 (#17) entered on October 27, 2009, is adopted and accepted, and Plaintiff's Motion for Judgment on
6 the Pleadings (#12) is DENIED; Defendant's Cross-Motion for Summary Judgment (#15) is
7 GRANTED and the decision of the ALJ is AFFIRMED.

8 IT IS SO ORDERED.

9 DATED this 19th day of February, 2010.



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13 LARRY R. HICKS
UNITED STATES DISTRICT JUDGE
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